IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE M.H.S. ANSARI

and
THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 24210 of 2004

Between:

V.Mallaiah, s/o Rama Lingam,
r/o Shampeta, Warangal.

..... PETITIONER

AND

The Commissioner, Municipal Corporation of Warangal,
Warangal-506 007.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ, order or direction and more particularly one in the nature of writ of mandamus declaring the impugned demand notice in Bill No.0423040157 dated 1-11-2004 as illegal, arbitrary, exorbitant, discriminatory and void; and consequently set aside the same by directing the respondent to levy and collect property tax of Rs.402/- per annum and pass such other or further orders

Counsel for the Petitioner:MR.BATHINI PAPA RAO GOUD
Counsel for the Respondent No.: MR.P.RADHAKRISHNA

The Court at the stage of admission made the following :

O R D E R (Per MHSA,J)

Petitioner has questioned the demand notice under bill dated 1.11.2004.

2 . As petitioner has efficacious remedy of appeal against the demand, under Section 282 of the A. P. Municipal Corporation Act, we are not inclined to entertain the instant writ petition, leaving it open, if so advised, to avail of the said remedy.

3 . Accordingly petition is dismissed without going into the merits of the main controversies, at admission stage. No costs.

M.H.S.ANSARI,J

ELIPE DHARMA RAO

AVS

29.12.2004

To

1. The Commissioner, Municipal Corporation of Warangal, Warangal-506 007.

2. Two C.D. copies.